

UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF NORTH CAROLINA  
SOUTHERN DIVISION

United States, *ex rel.* RICKY HOWARD, )  
Plaintiff, )  
v. )  
CADDELL CONSTRUCTION COMPANY, )  
INC., *et al.*, )  
Defendants. )

NO. 7:11-CV-270-H-KS

**DEFENDANTS' SUGGESTION OF SUBSEQUENTLY DECIDED AUTHORITY**

Defendants Caddell Construction Company, Inc. and W.G. Yates & Sons Construction Company (“C-Y Defendants”) respectfully notify the Court, pursuant to Local Civil Rule 7.1(h), of the opinion filed June 8, 2018, by the U.S. District Court for the Eastern District of Virginia, *U.S. ex rel. Bachert v. Triple Canopy, Inc.*, No. 1:16-cv-4562018, U.S. Dist. LEXIS 103198 (E.D. Va. June 8, 2018). This subsequently decided authority relates to C-Y Defendants’ Motion for Summary Judgment [D.E. 227].

This the 26th day of July 2018.

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/s/ D.J. O’Brien III

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**CERTIFICATE OF SERVICE**

I hereby certify that I electronically filed the foregoing document with the Clerk of Court using the CM/ECF system, which will notify the following CM/ECF users of such filing:

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The undersigned further certifies he served a copy of the foregoing document by placing the same in United States Mail, prepaid postage affixed, addressed as follows:

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This the 26th day of July 2018.

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*/s/ D.J. O'Brien III*  
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